

ORIGINAL



0000072969

BEFORE THE ARIZONA CORPORATION COMMISSION

RECEIVED

2570

COMMISSIONERS

Arizona Corporation Commission

2007 JUN 22 P 3:48

DOCKETED

JUN 22 2007

MIKE GLEASON, Chairman
WILLIAM A. MUNDELL
JEFF HATCH-MILLER
KRISTIN K. MAYES
GARY PIERCE

AZ CORP COMMISSION
DOCKET CONTROL

DOCKETED BY	<i>son</i>
-------------	------------

IN THE MATTER OF THE JOINT APPLICATION
OF BEARDSLEY WATER COMPANY AND
ARIZONA-AMERICAN WATER COMPANY TO
REALIGN THEIR CERTIFICATED WATER
SERVICE TERRITORIES IN MARICOPA
COUNTY, ARIZONA.

DOCKET NO. W-02074A-07-0079
DOCKET NO. W-01303A-07-0079

PROCEDURAL ORDER

BY THE COMMISSION:

On February 2, 2007, Beardsley Water Company ("Beardsley") and Arizona-American Water Company ("Arizona-American") (together, the "Companies"), filed a joint application to realign their certificated water service territories in Maricopa County, Arizona.

On March 2, 2007, a Sufficiency Letter was filed indicating that the Companies have met the sufficiency requirements as outlined in the Arizona Administrative Code ("A.A.C.") pursuant to A.A.C. R14-2-411(C) for water and R-14-2-610(C) for wastewater.

On March 9, 2007, by Procedural Order, the hearing in this matter was scheduled to commence on April 26, 2007.

On March 30, 2007, Staff filed its Staff Report recommending approval of the application, subject to Arizona-American's compliance with Decision No. 68917.

On April 13, 2007, the Companies filed a Notice of Filing Affidavit of Publication and Customer Notice.

On April 26, 2007, a full public hearing was held in this matter. The Companies and Staff appeared through counsel and presented evidence and testimony. At the conclusion of the hearing the parties were directed to file late-filed exhibits. This Procedural Order serves to govern the filing of those late-filed exhibits.

IT IS THEREFORE ORDERED that Beardsley and/or Arizona American shall file a brief

1 comparing and contrasting this matter to the Citizens Utilities case referred to during
2 testimony at hearing, on or before July 15, 2007.

3 IT IS FURTHER ORDERED that Staff shall file any disagreements and/or agreements to
4 Arizona-American and/or Beardsley's brief regarding the Citizens Utilities case on or before
5 July 30, 2007.

6 IT IS FURTHER ORDERED that Staff shall file a response and any additional
7 recommendations on or before July 30, 2007, to Arizona-American's Compliance Update and
8 Notice of Filing Amended Agreement and Tariffs filed on May 31, 2007.

9 IT IS FURTHER ORDERED that the time clock in this matter is extended accordingly.

10 IT IS FURTHER ORDERED that the Administrative Law Judge may rescind, alter, amend,
11 or waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at
12 hearing.

13 Dated this 22nd day of June 2007.

14 
15 YVETTE B. KINSEY
16 ADMINISTRATIVE LAW JUDGE
17

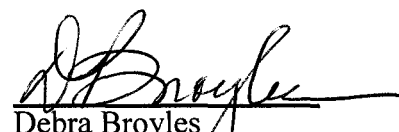
18 Copies of the foregoing mailed/delivered
this 22nd day of June 2007 to:

19 Steven A. Hirsch
20 BRYAN CAVE LLP
21 One Renaissance Square
Two North Central Avenue, Suite 2200
Phoenix, Arizona 85004

Christopher Kempley, Chief Counsel
Legal Division
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, Arizona 85007

22 Craig A. Marks
23 CRAIG A. MARKS, PLC
3420 East Shea Boulevard, Suite 200
24 Phoenix, Arizona 85024

Ernest G. Johnson, Director
Utilities Division
ARIZONA CORPORATION COMMISSION
1200 West Washington
Phoenix, Arizona 85007

25
26 By: 
27 Debra Broyles
28 Secretary to Yvette B. Kinsey